CITY OF ELGIN

ORDINANCE NO. 2
SERIES 1990

AN ORDINANCE REGULATING PARADES
AND PROCESSIONS, DEFINING OFFENSES AND PROVIDING PENALTIES.

WHEREAS: The peace and order of the community requires the regulation of parades and processions;

NOW THEREFORE, THE CITY OF ELGIN ORDAINS AS FOLLOWS;

Section 1. PARADE PERMIT

(1) Application for a parade permit shall be made to the City Recorder/Administrator at least 30 days before the date of the parade, unless the time limit is waived by the City Recorder/Administrator.

(2) The application shall be signed by the person designated as chairperson of the parade and shall include the following:

(a) The name and address of the person responsible for the parade,
(b) The date of the parade,
(c) The desired route, including assembling and dispersal points,
(d) The approximate number of persons, vehicles, animals and/or other entrants.
(e) The proposed starting and ending time.

Section 2. ISSUANCE OR DENIAL OF PERMIT

(1) The city Recorder/Administrator shall issue a parade permit conditioned on the applicant's written agreement to comply with the terms of the permit, unless the City Recorder/Administrator finds that:

(a) The time, route and size of the parade will disrupt the movement of other traffic to an unreasonable extent.
(b) The parade is of a size or nature that requires the diversion of so great a number of law enforcement officers to properly police the line of movement and contiguous areas, that allowing the parade would deny reasonable law enforcement protection to the City of Elgin.
(c) The parade will interfere with another parade or other activity which has proper authorization.
(d) Information contained in the application is found to be false or a material detail has been omitted.

(e) The State of Oregon Hiway Division has denied the issuance of a permit for any part of the parade that goes upon a State Hiway.

(f) The applicant refuses to agree to comply with the conditions of the permit.

(2) If one or more of the conditions listed in subsection (1), other than in sub-part (f), exists, the City Recorder/Administrator may include provisions in the permit that are necessary to alleviate the conditions, including but not limited to:

(a) Requiring an alternate date.

(b) Requiring an alternate route.

(c) Restricting the size of the parade.

(3) The City Recorder/Administrator shall notify the applicant within five days after receipt of the application.

Section 3. APPEAL

(1) If the City Recorder/Administrator proposes alternatives or refuses to issue a permit, the applicant may appeal the decision to the city Council by filing a written request of appeal with the City Recorder/Administrator within five days after the City Recorder/Administrator has proposed alternatives or refused to issue a permit.

(2) The City Council shall schedule a hearing of the appeal, not later than the next regularly scheduled meeting of the City Council, and shall notify the applicant of the time and place of the hearing.

Section 4. PARADE OFFENSES

(1) No person shall unreasonably interfere with a parade or a parade participant.

(2) No person shall operate a vehicle that is not part of a parade between the vehicles or persons or other entrants in a parade.

Section 5. FUNERAL PROCESSIONS

(1) No permit is required for a funeral procession.

(2) A funeral procession shall proceed to the place of internment by the most direct route that is both legal and practical.

(3) All motor vehicles in the funeral procession shall be operated with their lights on.

(4) No person shall unreasonably interfere with a funeral procession.

(5) No person shall operate a vehicle that is not a part of the procession between vehicles of a funeral procession.

Section 6. PROHIBITING PARKING

If the Chief of Police deems it necessary to facilitate traffic movement, the police department may place temporary "no Parking" signs along the parade route.

Section 7. PENALTIES

Violation of any provision of this ordinance is punishable by a fine not to exceed $500.

Section 8. SEVERABILITY CLAUSE

The section and subsections of this ordinance are severable. The invalidity of a section or subsection shall not affect the validity of the remaining sections and subsections herein.

PASSED AND ADOPTED THIS 13th **DAY OF** March **1990, BY** four (4) **COUNCIL MEMBERS VOTING THEREFORE.**

J L (Bud) Rogers
~~CITY RECORDER~~ Councilor

Lynn C. Spitzer
MAYOR

Clayton R. Brockow
CITY COUNCILOR

CITY COUNCILOR

Sharon Stoner
CITY COUNCILOR

CITY COUNCILOR

CITY COUNCILOR

CITY COUNCILOR

J. G. L.T. 3-14-90
City Recorder